

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

FREIGHTQUOTE.COM, INC.,

Plaintiff,

v.

DENNIS GERSHMAN, individually
and d/b/a
PACIFIC ATLANTIC FREIGHT,

Defendant.

Civil Action No. 1:08-cv-00823

Judge St. Eve
Magistrate Judge Nolan

**DEFENDANT'S MOTION TO DISMISS THE COMPLAINT
OR, IN THE ALTERNATIVE, TO TRANSFER VENUE**

Defendant Dennis Gershman d/b/a Pacific Atlantic Freight (hereinafter referred to as "Defendant" or "PAF"), through counsel, respectfully requests that this Court dismiss the above-captioned action pursuant to Fed.R.Civ.P. 12(b)(3) because this venue is improper or, in the alternative, transfer venue under 28 U.S.C. § 1406(a) or 28 U.S.C. § 1404(a) to the United States District Court for the Central District of California, together with an award of attorneys' fees and costs related to this Motion and such other and further relief that this Court deems just and proper. In support thereof, Defendant submits its Memorandum of Law in Support of its Motion.

Dated: May 27, 2008

Glen Allen, Virginia

Respectfully submitted:

/s/ Donald E. Morris, Esq. _____
John W. Dozier, Jr., Esq. (pro hac vice)
jwd@cybertriallawyer.com
Donald E. Morris, Esq. (pro hac vice)
don@cybertriallawyer.com
DOZIER INTERNET LAW, P.C.
301 Concourse Blvd.
West Shore III, Suite 300
Glen Allen, VA 23059
Phone: (804) 346-9770
Fax: (804) 346-0800

Ronald L. Bell (Bar # 3126822)
rlbelllawyer@aol.com
RONALD L. BELL & ASSOCIATES, P.C.
1275 Barclay Blvd.
Suite 100
Buffalo Grove, IL 60089
Phone: (847) 495-6000
Fax: (847) 495-6001

Counsel for Defendant

CERTIFICATE OF SERVICE

I hereby certify that on May 27, 2008, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

Raymond P. Niro, Esq.
Dina M. Hayes, Esq.
NIRO, SCAVONE, HALLER & NIRO
181 West Madison, Suite 4600
Chicago, Illinois 60602-4515
Telephone: (312) 236-0733
Facsimile: (312) 236-3137
rnirojr@nshn.com
hayes@nshn.com

Counsel for Plaintiff

/s/ Donald E. Morris, Esq.
Donald E. Morris, Esq. (pro hac vice)
don@cybertriallawyer.com
DOZIER INTERNET LAW, P.C.
301 Concourse Blvd.
West Shore III, Suite 300
Glen Allen, VA 23059
Phone: (804) 346-9770
Fax: (804) 346-0800

Counsel for Defendant